IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CONTEMPT PETITION NO.107 OF 2006

In

CIVIL APPLICATION NO.2308 OF 2005

In

WRIT PETITION NO.5215 OF 2000

Laxmi Vishwanath Kshirsagar : Petitioner

V/s.

Sunil Ghate/and or his successor
as the Dean, Sarvopachar Rugnalaya,
Solapur & Anr. : Respondents

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Ms Ameya Tamhane for Ms Seema Sarnaik for the petitioner.

Mr.A.P.Vanarse, Asstt. Govt. Pleader for the respondents.

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CORAM : A.M. KHANWILKAR,J.

DATE : APRIL 19, 2006.

P.C.

1. Heard counsel for the parties. Perused the order in respect of which non-compliance is complained of. Perused the pleadings of both the parties.

2. I find no reason to precipitate the matter having regard to the statement made on affidavit by the

respondent. The directions given in the order dated 6.12.2005 stands complied with. The respondents have paid an amount of Rs.27,139/- for the period between 8.7.2005 and 31.12.2005 at the rate of Rs.4,700/- per month by cheque to the petitioner. The respondents have also paid an amount of Rs.12,735/- for the period from 1.1.2006 to 22.3.2006 at the rate of Rs.4,700/- per month by cheque. Besides, the respondents have deposited an amount of Rs.70,311/- being the difference amount for the period from 20.5.1991 to 1.5.1999. All the directions have been complied with. As observed earlier, it not necessary to precipitate the matter as it is not possible to hold that it is a case of wilful disobedience.

3. Accordingly, the Contempt Petition is dismissed. Notice issued to the respondents stands discharged.

A.M.KHANWILKAR, J.